

~~X~~ **BARROW**
CIVIL DOCKET

3/ JAMES H. MEREDITH

71-C-85

UNITED STATES DISTRICT COURT

Jury demand date: 4-2-71 by plaintiff

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS Bldg.
Jms. Kincaid-(Linda) 711 First Natl Bnk

LINDA VANCE MULLENDORE: ~~FULTON NATIONAL BANK~~
~~of ATLANTA, a national banking association;~~
~~and PONCA CITY PRODUCTION CREDIT ASSOCIATION,~~
~~a federal corporation organized under the~~
~~provisions of the Farm Credit Act of 1933,~~
Eugene C. Mullendore and Kathleen Boren
vs
Mullendore
Intervenor

For plaintiff:
Huffman, Arrington, Scheurich & Kincaid
510 Okla Nat Building
Tulsa, Oklahoma 74119

Selby, Neptune & Conner
416 East Fifth Street
Bartlesville, Oklahoma 74003

UNITED FAMILY LIFE INSURANCE COMPANY, a
foreign insurance company, and FIRST
NATIONAL BANK OF ATLANTA, a national banking
association

Berry & Mullins
P. O. Box 1746
Ponca City, Oklahoma 74601

First National Bank of Atlanta, Georgia
Intervenor
Fulton Nat'l Bank of Atlanta, Georgia (Intervenor)
Plaintiffs:

Gene Stipe; Stipe, Gossett & Stipe
P. O. Box S, McAlester, Okla. 74501
Willard Gotcher; Gotcher & Gotcher
122 1/2 E. Carl Albert Pkwy, McAlester
J. Howard Edmondson 74501
2700 1st Natl. Center
Okla. City, Okla. 73102

Irvine Ungerman
J. Howard Edmondson
Pat Malloy (Linda)

For defendant: ~~and Charles Kistner~~
G. Ellis Gable 582-9201
2010 4th Natl Bank Building
Tulsa, Oklahoma 74119

Ponca City Production Credit Association,
Intervenor - plaintiff
Max M. Berry
P. O. Box 1746
Ponca City, Okla 74601

Crowe, Dunlevy, Thweatt, Swinford,
Johnson & Burdick 672-0661
100 Park Avenue Building
Oklahoma City, Okla 73102

Mr. Wm. H. Major /
Heyman & Sizemore 521-2268
310 Fulton Federal Bldg
Atlanta, Georgia 30303

William C. Anderson, DOERNER, STUART,
SANDERS, DANIEL & LANGENKAMP
1200 Atlas Life Bldg., Tulsa, Oklahoma

Robert S. Rizley 414 First Natl. Bldg., Tulsa 74103
William Hall & W. Robert Wilson
Osage County Courthouse, Pawhuska 74056

For Movant; M. W. FRIESENHAHN & Retail Cr. Co.

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 4-1-71	Clerk	1971 3-24 3-25-71	Gable CD No 42	15 00	15 00
J.S. 6 mailed 1-1-72	Marshal				
Basis of Action: Breach of life insurance contract	Docket fee Witness fees		James O. Ellison - World Building Tulsa, Oklahoma	Receiver	
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-24-71	Petition for Removal, filed. From District Court of Tulsa Co. Okla. ds	
3-24-71	(Includes motion to add additional party plaintiff, filed.) Bond on removal, filed. United Family Life Ins. Co. as principal and Mid-Continent Casualty Co. as Surety, in the sum of \$500.00. ds	
3-24-71	Notice of filing petition and bond for removal to First Natl. Bank of Atlanta & its attorneys, filed. m	
3-24-71	Notice of filing petition and bond for removal to Linda Vance Mullen- dore and her attorneys, filed. m	
3-24-71	Acknowledgment of receipt of copy of petition for removal, filed. (Includes Motion for leave to intervene of Eugene C. Mullendore and Kathleen Boren Mullendore)m	
3-25-71	Ordered that attorneys for intervenors, Eugene C. & Kathleen Boren Mullendore file a brief in support of motion for leave to intervene within 10 days, pursuant to local rule #13. (AEB-J)m (attys. notified by letter)	
3-25-71	Ordered that atty. for deft. First Natl. Bank of Atlanta file a brief in support of motion to add additional party pltf., within 10 days. (AEB-J)m (notified Mr. Rizley by phone)	
3-26-71	Supplement to petition for removal, filed. g	
3-26-71	Supplement to petition for removal with receipt of service, filed. g	
3-29-71	Application to enlarge time of deft. United Family Life Ins. Co., filed. m	
3-29-71	Order extending time for deft. United Family Life Ins. Co. to answer to 4-13-71, filed. (JHP-Clerk)m (copies mailed)	
3-29-71	Certificate of service, filed. m	
3-30-71	Brief in support of motion to add additional party plaintiff, filed. ds	
3-31-71	Ordered by the court that parties respond within 10 days to the motion and brief to add additional party plaintiff filed by the First National Ba Bank of Atlanta. (AEB-J)m	
3-31-71	Notice of filing petition and bond for removal to Fulton Natl. Bank of Atlanta & its attorneys, filed. m	
3-31-71	Notice of filing petition and bond for removal to Ponca City Production Credit Association & its attorneys, filed. m	
3-31-71	Notice of filing petition and bond for removal to Eugene C. & Kathleen Boren Mullendore & their attorneys, filed. m	
3-31-71	Pltf's motion to remand, filed. m(Linda Mullendore)	
3-31-71	Brief in support of motion to remand, filed. m	
3-31-71	Ordered that parties file a responsive brief within 10 days to motion to remand of pltf. Linda Vance Mullendore. (AEB-J)m	
4-2-71	Motion to remand of deft. First National Bank of Atlanta, with brief in support, filed. m	
4-2-71	Plaintiff's demand for jury trial, filed. ds	
4-6-71	Motion to Remand(by Plaintiff) filed. js	
4-8-71	Brief in support of motion for leave to intervene of Eugene C. and Kathleen Boren Mullendore, filed. m	
4-8-71	Application of United Family Life Ins. Co. (deft) for extension of time to file brief, filed. m	
4-8-71	Application of United Family Life Ins. Co. to enlarge time to answer, filed. m	
4-12-71	Brief of plaintiff Linda Vance Mullendore in opposition to motion to add additional Party plaintiff of defendant First National Bank of Atlanta, filed. b	
4-12-71	Deft. United Family Life Ins. Co's brief opposing deft. First Natl. Bank of Atlanta's motion to add additional party pltf, filed. m	
4-12-71	Brief of deft. United Family Life Ins. Co. in opposition to motion to remand, filed. m	
4-13-71	Ordered by the court that parties file responsive brief within 10 days to motion for leave to intervene of Eugene C. Mullendore and Kathleen Boren Mullendore. (AEB-J)m	

(continued)

Mulllndore vs United Family Life Ins.

D. C. 110A Rev. Civil Docket Continuation

Sheet No. 2, Page No. 3

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-13-71	Order, filed. (AEB-J) (deft time to file brief extended to 4-19-71) js	
4-13-71	Order, filed. (AEB-J) (deft time to file answer extended to 5-10-71) js	
4-19-71	Supplement to def't's brief in opposition to motion to remand, filed. m	
4-23-71	Response of Linda Vance Mullendore to motion for leave to intervene, filed. b	
4-23-71	Brief in support of response of Linda Vance Mullendore to motion of Eugene C. Mullendore, et al., to intervene, filed. b	
4-23-71	Def't's (United Family Life Ins. Co.) brief opposing motion for leave to intervene of Eugene C. Mullendore and Kathleen Boren Mullendore, filed. m	
4-26-71	Intervenor's Complaint, filed (Eugene C. & Kathleen Mullendore) js	
4-29-71	Supplemental brief of Eugene C. and Kathleen Boren Mullendore in support of motion for leave to intervene, filed. m	
5-4-71	Reply Brief in Support of Motion to Add Additional Party Plaintiff, filed. js	
5-6-71	Case called for hearing on motions. All parties present and represented. Statements made. It is ordered that motion for leave to intervene of Eugene C. Mullendore and Kathleen Boren Mullendore is sustained, and proper order to be filed by Gene Stipe. James Kincaid files motion to drop parties (Rule 21) and brief on behalf of Linda Vance Mullendore. Motion to remand of plaintiff Linda Vance Mullendore is withdrawn, and withdrawal of motion to remand is filed in open court. Hearing on remainder of motions is hereby passed to Friday, 5-7-71 at 10:30am (AEB-J) r	
5-7-71	Further hearing held. Parties present and represented. Statements made. Motion of def't's 1st Nat'l Bnk to add additional party is moot. It is ordered that motion to remand of plaintiff Fulton Nat'l Bnk of Atlanta is withdrawn with no objections by the court. It is ordered that motion to remand of defendant First Nat'l Bank of Atlanta is hereby overruled. Motion to drop parties of Linda Vance Mullendore is sustained without prejudice to intervene; proper order to be filed by John L. Arrington. John Arrington to prepare proper order sustaining motion to drop parties, and Max Berry to prepare proper order of hearing. (AEB V.P. Crowe filed brief in opposition to motion to drop parties. (AEB-J) h	
5-10-71	Answer of defendant United Family Life Ins. Company, filed. g	
5-11-71	Order Allowing Intervention as Parties Plaintiff filed. It is ordered that Eugene C. Mullendore and Kathleen Boren Mullendore are granted permission to intervene as parties plaintiff. (AEB-J) h	
5-13-71	Notice of United Family Life Insurance Company of taking oral depositions of John Bachle, et al., filed. b	
5-13-71	Deposition subpoena returned, filed, served Edward Kurtz, at Tulsa, Oklahoma on May 13, 1971. b	
5-13-71	Deposition subpoena returned, filed, served John Bachle, at Tulsa, Oklahoma on May 13, 1971. b	
5-13-71	Deposition subpoena returned, filed, served George Sartain, at Tulsa, Oklahoma on May 13, 1971. b	
5-14-71	Motion to intervene as a party plaintiff, filed. ds	
5-14-71	Brief in support of motion to intervene, filed. ds	
5-14-71	Order sustaining Motion of Linda Vance Mullendore to Drop Certain Plaintiffs and Defendants, being Ponca City Production Credit Assn., Fulton National Bank of Atlanta and First National Bank of Atlanta, and that action continue without them. (AEB-J) r Filed. 7-5-71	
5-14-71	Order denying Remand, the motion to remand of Def't, United Family Life Insurance Co. is hereby overruled. Further ordered that motions to remand of Linda Vance Mullendore and Fulton Nat'l Bank of Atlanta as plaintiffs and the def't. First Nat'l Bank of Atlanta need not to be considered. Filed. (AEB-J) r	

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-17-71	Order filed, that Fulton National Bank of Atlanta, Georgia is given leave to intervene and is made a party to cause, and may file a complaint. (AEB-J) ds copies mailed to all attys served with motion	
5-17-71	Intervenor's Complaint, filed. ds	
5-20-71	Motion of The First Natl. Bank of Atlanta, Georgia, for leave to intervene as a party plaintiff, filed. m	
5-20-71	Brief in support of motion for leave to intervene, filed. m	
5-20-71	Ordered by the Court that parties file responsive brief to above motion within 10 days. (AEB-J)m	
5-24-71	Deft's. Notice of taking oral depositions of Harold L. Copper, filed. r	
5-25-71	Order, filed, that First Natl. Bank of Atlanta, Georgia, has leave to intervene & is made a party to this cause & may file instanter a complaint. (AEB-J)m (copies mailed)	
5-25-71	Intervenor's complaint, filed. m	
6-1-71	Deft's (United Family Life Ins.) Request for Production for Documents under Rule 34, filed. r	
6-1-71	Deft's Notice of taking Oral Depositions, filed. r	
6-2-71	Request for Production of Documents under Rule 34 filed by United Family Life Ins. Co. h	
6-4-71	Request for production of documents under Rule 34 from United Family to Fulton Natl. Bank, filed. m	
6-4-71	Request for production of documents under Rule 34 from United Family to Eugene C. Mullendore & Kathleen Boren Mullendore, filed. m	
6-4-71	It is ordered that case set for Pre-pretrial on Tues, 6-15-71 at 10:00am(AEB-j'h	
6-8-71	Notice of taking Oral Depositions of Geo. Schumacher and G.B. Schuber on 6-14-71, filed by Deft. r	
6-8-71	Deft's Notice of taking Oral Depositions of Dudley McElvain on 6-11-71 Filed. r	
6-9-71	Notice of taking oral depositions filed by plaintiff, of M.W. Friesenhahn, at 9:30 A.M. on the 14th of June, 1971 .h	
6-11-71	Subpoenae Duces Tecum, ret. & filed: served M. W. Friesenhahn at Tulsa, Ok. 6-10-71. (USM \$4.16)g	
6-10-71	Pltf. Request for production of documents, filed. r	
6-11-71	Motion to Quash Subpoena Duces Tecum filed by M.W. Friesenhahn. (Wm. Anderson)	
6-11-71	Motion of Joe R. Jarboe and Eddie King, Receivers for leave to Intervene as Party Plaintiffs. h <i>Complaint attached</i>	
6-11-71	Brief in support of Motion for Leave to Intervene filed. h	
6-11-71	Notice of Motion to Intervene filed. h	
6-11-71	Complaint of Joe R. Jarboe and Eddie King, Receivers Interveners filed. h	
6-15-71	Deposition of Harold L. Copper, taken on behalf of defendants, with exhibits, filed. (\$763.50)g Taken by Henrietta C. Kay, Ponca City, Ok.	
6-15-71	Motion to Intervene of a party plaintiff filed by Ponca City Prod. Credit filed.h	
6-15-71	Brief in support of motion for leave to intervene (above) filed. (complaint attached)	
6-15-71	Notice of taking oral depositions (the def.), filed. v	
6-15-71	Pre-trial hearing held. Parties present and represented. Statements made. It is ordered that the motion of Joe R. Jarboe and Eddie King, Receivers for leave to Intervene as Party Plaintiffs is granted. <i>It is ordered that the motion to intervene of party plaintiff by Ponca City Prod. Credit Assoc is granted, Max Berry to file proper order within 3 days. John Arrington to file brief in opposition to motion to quash subpoena ducas tecum by M.W. Friesenhahn, within 5 days. All discovery to be in within 60 days, and case passed for further pre-trial hearing. (AEB-J)h</i> Complaint of Joe R. Jarboe and Eddie King, Receivers Interveners filed.h Intervenor's Complaint of Ponca City Prod. Credit Assoc. filed. h	
6-15-71		
6-15-71		

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-15-71	Movant's Supplemental brief in support of Motion to Quash Subpoena Duces Tecum, filed. r	
6-16-71	Plaintiff's notice of taking oral depositions of United Family Life Insurance Company, filed. v	
6-16-71	Plaintiff's notice of taking oral depositions of Leon A. Cohen, Jesse Collins, et al, filed. v	
6-17-71	Order, that Ponca City Production Credit Assn be given leave to intervene, filed. (AEB-J) ds <i>Ex parte marked</i>	
6-17-71	Notice of taking oral depositions by attorney for United Family Life Ins. Co., filed. ds	
6-17-71	Notice of continuation of deposition by attorney for United Family Life Ins. Co., filed. ds	
6-18-71	Motion to Quash Subpoena for Production of Documentary Evidence filed with Brief in support. filed. r	
6-21-71	Pltf's Brief in opposition to Motion to Quash Subpoena Duces Tecum and Motion to Quash Subpoena for Production of Documentary evidence, filed. r	
6-22-71	Subpoena, ret. & filed: served Retail Credit Co., by serving Andrean Freeman, Service Agt., Ok. City, Ok. 6-17-71. g (\$3.96)	
6-22-71	Min. Order: It is ordered by the Court that M. W. Friesenhahn two Motions to Quash as being moot: (AEB-J). js	
6-23-71	Order Sustaining Two Motions to Quash filed by M. W. Friesenhahn, as Being Moot, filed (AEB-J). js	
6-23-71	Order sustaining two motions to quash filed by M. W. Friesenhahn, as being Moot, filed. (AEB-J) r	
✓ 6-24-71	Motion for order compelling discovery of plaintiff, filed. ds	
6-24-71	Plaintiff's brief in support of motion to compel discovery, filed. ds	
6-25-71	Ordered by the Court that defendants reply to plaintiff's brief in support of motion to compel discovery with a responsive brief within ten days of this date. (AEB-J) ds	
6-25-71	Minute Order - Ordered by Court granting Deft. United Family Life Ins. Co. 30 days to answer Complaints in Intervention. (AEB-J) <i>Marked 6/25/71</i>	
6-28-71	Deposition of William H. Manning (taken by Cecil R. Langford), filed. g	
6-28-71	Motion for Continuance and Brief filed by Glen Schuber, Geo. Schumacher, and First National Bank of Dewey, Dewey, Okla. h	
6-29-71	Notice of taking oral depositions, of Talmadge Kolb, filed. v	
6-29-71	Notice of taking oral deposition of Mr. Coke Harlow, filed. v	
6-29-71	Notice of taking oral deposition of William Hill, filed. v	
6-29-71	Notice of Cancellation of dep; sitions of G.B. Schuber & George Schumacher, filed. v	
6-30-71	Ordered that motion for continuance filed by Glen Schuber, Geo. Schumacher & First Natl. Bank of Dewey is now moot. (AEB-J)m	
7-1-71	Deposition Subpoena returned and filed. Served Talmadge Kolb on 7-1-71.v	
7-6-71	Response of defendant United Family Life Insurance Company under rule 34(b), filed. v	
✓ 7-6-71	Motion fo defendant United Family Life Insurance Company for protective order, filed. v	
7-6-71	Response of defendant, United Family Life Insurance Co., to motion for order compelling discovery and brief supporting motion for protective order, filed. v	
7-6-71	Notice of taking oral depositions, filed. v (of Gerald W. Camp)	
7-7-71	Notice of Postponement of taking oral Depositions of Gerald W. Camp, Filed. r	

(CER)

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-7-71	Notice of taking Oral Depositions of William Teague, filed. r	
7-12-71	Deposition of Dudley McElvain, on behalf of defendant, with exhibits in separate envelope, filed. g (\$130.00)g	
7-12-71	Notice of change of time of taking oral deposition of William Teague, filed. m	
✓7-12-71	Request of United Family Life Insurance Company for production of documents under rule 34, filed. v	
7-12-71	Intervenor's amended complaint, filed. v	
7-13-71	Interrogatories by plaintiff to United Family Life Ins. Company, filed. g	
7-14-71	Notice of taking oral depositions of Kent Green on 21st of July, '71, filed. v	
7-14-71	Notice of taking oral depositions of certain officers of American Ntl. Bank in Lawton, on July 19, 1971, filed. v	
7-16-71	Dep. Subpoena, ret. & filed: served Gerald W. Camp, Tulsa, Ok. 7-12-71. (USM \$5.84)g	
7-22-71	Deft's Application for order under Rule 30, filed. r	
7-22-71	Order granting deft, United Family Life Insurance Co. to take the deposition of Kent Green on 7-21-71 and from day to day thereafter, should deposition need to be adjourned. Subpoena to be issued from the Clerk of U.S. Dist. Court for the Dist. of Kansas. (LB-J, for AEB-J) Filed. r	
7-22-71	Notice of taking Oral Depositions of Louis Russell, III, filed. r	
7-22-71	Notice of taking oral Depositions of Jerry Cantrell, filed. r	
7-22-71	Notice of taking Oral Depositions of Walter Allison, filed. r	
7-22-71	Notice of taking Oral Depositions of George Schumacher, V.P., filed. r	
7-23-71	Return of Subpoena, upon William Teague on 7-9-71. Sheriff's Fees \$2.25. Filed. r	
7-23-71	Notice of taking oral deposition of E. A. Miller, filed. g	
7-26-71	Answer to intervenors' complaints, filed. m	
7-26-71	Notice of taking oral depositions, filed. Defendant United Family Life Ins. Co. will take deposition of Robert Bresnahan on 7-29-71. ds	
7-27-71	Notice of cancellation of deposition of George Schumacher, filed. v	
7-28-71	Amended notice of taking oral depositions, filed. ds Deposition of E. A. Miller to be taken by plaintiff.	
7-29-71	Deposition of Calvin E. Lemmon, filed. g	
7-29-71	Deposition of Wm. B. Hill taken on behalf of defendant United Family Life Ins. Co., filed. (\$115.00)g	
8-4-71	Notice of taking oral depositions of John W. Mecom on August 11, 1971, filed. v	
8-9-71	Deposition of Glenn Schuber, on behalf of the Deft., United Family Life Insurance Co., taken on June 14, 1971, before Frank L. Peterson, CSR, Notary Public, in & for the State of Okla.; fees: \$65.00, filed. v	
8-9-71	Deposition of George Schumacher, on behalf of the Deft. United Family Life Insurance Co., taken on June 14, 1971, before Frank L. Peterson, CSR, Notary Public in and for the State of Okla.; fees: \$46.00, filed. v	
8-9-71	Deposition of John Bachle, on behalf of the Deft. United Family Life Insurance Co., taken on May 20, 1971, before Frank L. Peterson, CSR, Notary Public in and for the State of Okla.; fees: \$103.60, filed. v	
8-10-71	Deft. United Family's request for production of documents under Rule 34, filed. m	
8-10-71	Deft's interrogatories to intervenors, Eugene C. & Kathlee Boren Mullendore, filed. m	
8-10-71	Deft's interrogatories to plaintiff, filed. m	
8-10-71	Deft's first interrogatories to intervenor, Ponca City Production Credit Association, filed. m	
8-10-71	Request for admission under Rule 36, filed. (Deft's request to pltf. & (cont. nu. 2))	

8-5-71 One box depositions; Cohen, Megar, Collins, Steele and Harris for defendant, and Foreman and Trotochaud, for plaintiff at Atlanta, Ga. on 6-22-71, filed. ds

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D. C. 110A Rev. Civil Docket Continuation

Sheet No. 4, Page No. 7

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DATE	PROCEEDINGS	Date Order or Judgment Noted
	Intervenors)	
Aug 11	Notice of taking oral depositions of H. E. Denyer, Jess Green, Damon "Chub" Anderson, Larry Silver, Gene Klutts, Henry Catron, H. E. Hackler, Kathleen Wheat, George Hughes, Bob Parmeter and Rosalie O. Walker, on August 17, 1971, filed. v	
8-12-71	Deposition of Talmadge Kolb, for defendant, taken by Thomas G. Bloxom, CSR, 7-13-71, filed. (\$172.00 pd by defendant.) ds	
8-12-71	Deposition of Charles Sutter, for defendant, taken by Thomas G. Bloxom, CSR, 7-29-71, filed.)\$9.00) ds	
8-13-71	Answers of defendant, United Family Life Insurance Co., to interrogatories served upon it by plaintiff on July 13, 1971, filed. v	
8-13-71	Notice of taking Oral Deposition of Bill Dunlap on 8-18-71, filed. r	
8-16-71	Return deposition subpoena to testify or produce documents or things, filed. Served Damon "Chub" Anderson, on Aug. 13, '71, in Tulsa. v	
8-18-71	It is ordered that this case set for hearing on Motions and for Pre-trial hearing on Wednesday, September 1, 1971 at 10:00 A.m.(AEB-J)h notices mailed.	
8-17-71	Return of Subpoena to testify, etc. Served Bill Dunlap at Dewey, Oklahoma on 8-16-71 (Fee 14.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Rosalie O. Walker at Bartlesville, Oklahoma on 8-11-71 (Fee \$2.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Bob Parmeter at Bartlesville, Oklahoma on 8-11-71 (Fee \$2.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served George Hughes at Bartlesville, Oklahoma on 8-16-71 (Fee \$14.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Kathleen Wheat at Bartlesville, Oklahoma on 8-11-71.(Fee \$2.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served H. E. Mackler at Bartlesville on 8-16-71. (Fee \$2.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Henry Catron at Bartlesville on 8-11-71 (Fee \$22.40) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Gene Klutts at Bartlesville on 8-11-71 (Fee \$2.00) Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served H. W. Denyer at Bartlesville on 8-16-71. Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Jess Green at Bartlesville on 8-11-71 (Fee \$2.00) Unable to Served Damon (Chub) Anderson - unable to locate. Filed. r	
8-17-71	Return of Subpoena to testify, etc. Served Larry Silver at Bartlesville, Oklahoma on 8-11-71 (Fee \$2.00) Filed. r	
8-19-71	Notice of Taking Oral depositions of Lucille Rogers, at Tulsa on Aug 23 filed h	
8-20-71	Return on deposition subpoena to testify or produce documents or things filed. Served Bill Low, in Tulsa, Okla., on 8-20-71, with fees of \$3.20. v	
8-20-71	Return on depostion subpoena to testify or produce documents or things, filed. Served Lucille Rogers, in Tulsa, Okla., on 8-19-71, with fees of \$3.70. v	
8-20-71	Notice of taking oral depositions of Linda Vance Mullendore on the 26th day of August, 1971, filed. v	
8-20-71	Defendant's Motion to compel discovery and brief as a part of it, filed. v	
8-20-71	Order by the Court that Pltff. is granted 10 days from this date to respond to Deft.'s Motion to compel discovery.(AEB-J) v	
8-24-71	Defendant's supplemental request for admission under rule 36, filed. v	

OVER

DATE	PROCEEDINGS	Date Order or Judgment Noted
8-25-71	Response of Plaintiff, Linda Vance Mullendore under Rule 34(b) filed.	h
8-27-71	Notice of taking oral depositions, filed.	m
8-30-71	Deposition (Testimony) of Louis Roussel, III, taken by Deft. herein on July 30, 1971, filed.	v
8-30-71	Response of Eugene C. Mullendore and Kathleen Boren Mullendore under rule 34 (b), filed.	m
8-31-71	Deposition of John W. Mecom, Jr., for defendant, taken on 8-11-71, by Maynard E. Peterson, CSR, filed. (\$85.00 pd by defendant.)	ds
8-31-71	Plaintiff's, Linda Vance Mullendore, Response to request for production of documents under rule 34, filed.	v
9-2-71	Deposition of E. M. Radcliffe, on behalf of defendants, taken in West Memphis, Arkansas on 7-2-71, by Thomas R. Lancaster, Official Reporter, filed.	ds
9-1-71	Case called for Pre-trial hearing and hearing on motions. It is ordered that motion of United Family to compel discovery is moot. Motion for Order compelling Discovery of Plaintiff granted. Motion of defendant United Family Life for Protective Order is granted. PRE-TRIAL HEARING HELD, and final Pre-trial hearing set for Tuesday, October 5, 1971 at 10:00am. Defendant V.P. Crow's request to file amended answer is granted, and he is to do so within 10 days. Parties are instructed to complete discovery by October 5, 1971, and to mark exhibits 2 days before trial, and to exchange witness names 15 days before trial. Parties invited to file simultaneous briefs on any points of issue they want stressed, by September 27, 1971. Parties directed to file trial briefs by October 7, 1971. Plaintiff to file order of hearing of this date in 15 days. Court indicates a Jury Trial in October 1971. Plaintiff to file order of hearing of this date in 15 days. Affidavit of Jms. Kincaid filed. Information for Protective Order to be supplied to V.P. Crowe by Jms. Kincaid within 10 days, and Crowe to prepare and file protective Order 2 days thereafter. Interrogatories to Linda Mullendore discussed, and court will taken under advisement which interrogatories are pertinent to the case. Parties directed to file briefs on question of Georgia-Okla. law within 5 days.	(AEB-J)h
9-2-71	It is ordered that this case is set for Jury Trial on Mon. Oct. 25/71 at 10am	(AEB-J)
9-3-71	Notice by Deft. of taking oral depositions of Michael Schlossberg & Albert Rubenstein, in Atlanta, Georgia, at 9:30, on 9-10-71, filed.	v
9-7-71	Deposition of Jerry Cantrell, taken before James C. Hickerson, on July 27, 1971, with fees of \$22.00, filed.	v
9-7-71	Deposition of Walter V. Allison, on behalf of the Deft., taken before James C. Hickerson, on July 28, 1971, with fees of \$45.00, filed.	v
9-7-71	Case reset for jury trial Tuesday 10-26-71 at 10:00 a.m.	(AEB-J)m
9-7-71	Notice of taking oral deposition of George Wayman, et al, beginning on Sept. 13, 1971, at 9:30 Am., filed.	v
9-7-71	Notice of taking oral depositions of E. Keith Owens, filed.	m
9-7-71	Corrected notice of taking oral depositions, filed.	m
9-7-71	Second supplemental request for admission under rule 36, filed.	m
9-7-71	Brief of Defendant on choice of law issues, filed.	r
9-7-71	Plaintiff's Notice of taking oral depositions of James E. Foreman, Harry Nurnberg and Ray Smith, officers and employees of United Family Life Insurance Co., at the offices of Jones, Bird & Howell, 4th Floor Haas Howell Bldg, in Georgia, at 9:30, Am., on Thursday, Sept. 16, 1971, filed.	v
9-8-71	Protective Order, filed.	(AEB-J)r
9-8-71	Brief of plaintiff concerning applicability of Georgia law, filed.	ds

Continued -

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D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-8-71	Defendant's Corrected Notice of Taking Oral Depositions/of E. Keith Owens, Alexander Hamilton, & other officers, at 9:30 A.M. on 9-15-71, in Michigan, filed. v	It will be
9-8-71	Response of pltf. & intervenors Eugene & Kathleen Mullendore to request for admission under rule 36, filed. m	
9-9-71	Response of First National Bank of Atlanta, Georgia, Intervenor, to request for admission, filed. ds	
9-9-71	Deposition of Kent S. Green taken for defendant, by Harold Pittell, CSR, filed. \$251.50 pd by defendant. ds	
9-9-71	Intervenors' Response to Request for Admission, filed. v	
9-9-71	Intervenor's, First National Bank of Atlanta, Georgia, Response to Request for Admission, filed. v	
9-10-71	Application of pltf. & intervenors Eugene & Kathleen Mullendore for enlargement of time to answer interrogatories, filed. m <i>order to file</i>	
9-13-71	Response to request for admission under Rule 36, filed. ds	
9-13-71	Application of Defendant, United Family Life Insurance Company, for allowance of ten days within which to file an amended answer, filed. v	
9-13-71	Answers to interrogatories, filed. m	
9-14-71	Transcript of questions to be certified to the Court, propounded by V. P. Crowe to witness Linda Vance Mullendore on 8-27-71, filed. m	
9-14-71	Order, filed, that objection to first line of questions propounded to pltf. is overruled; that objections to 2nd & 3rd lines of questions are sustained. (AEB-J)m (copies mailed)	
9-15-71	Order filed that defendant United Fam. Life Ins. granted 10 days to file amended answer.(AEB-J)h copies mailed.	
9-15-71	Order filed that time in which the plaintiff has to answer the interrogatories served Aug 10th, 1971 is enlarged until 9-13-71and that time the intervenors Eugene and Kathleen have to answer the interrogatories until Sept. 16, 1971(AEB-J)h	
9-16-71	Application for Order Enlarging time to Sept 21, 1971 to complete answers to Interrogatories filed, by Intervenor, Eugene and Kathleen Mullendore.h	
9-16-71	Order allowing filed. (AEB-J)h by minute order. (AEB-J)h <i>copies mailed</i> It is ordered that Intervenor allowed until Sept 21, 1971 to answer Interrogatories.(AEB-J)h (Letters mailed)	
9-17-71	Notice of Taking Oral Depositions of John M. DeBorde filed.h	
9-17-71	Notice of taking Oral Depositions of the officers of Hightower, Inc. filed.h	
9-17-71	Notice of Motion filed by defendant.h	
9-17-71	Motion to Compel Discovery and for Protective Order filed by United.h <i>Letter mailed</i>	
9-17-71	Brief in support of defendant's motion to compel discovery filed.h	
9-17-71	Deposition of George Wayman filed. Taken before Frank L. Peterson, CSR at Pawhuska, Okla. h	
9-17-71	Returnson service of Deposition Subpoena to Testify filed: Served George George Wayman, at Osage Count on 9-8-71; Served Bob Freeman at Osage County on 9-8-71; Served George Ray at Osage County, on 9-10-71; Served T.F. Dukes at Osage County on 9-9-71; Served John Lowrey at Osage County on 9-9-71; Served Delos Pettit, at Osage County on 9-9-71; Served Bill Mitchell at Osage County on 9-8-71; Served Rudy Briggs at Osage County on 9-9-71; Served Paul Burchett at Osage County on 9-8-71. h	
9-20-71	Ponca City Production Credit Association's Answers to Defendant's First Interrogatories, filed. ds	
9-20-71	Notice of taking oral depositions of person or persons designated by Retail Credit Comapny, filed. v	
9-20-71	Notice of taking oral depositions of E. A. Miller of Retail Credit Co. Filed. v	

(OVER)

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-20-71	Notice of cancellation of oral depositions of certain officers or employees of Hightower, Inc., filed. r	
9-20-71	Notice of taking oral depositions of Linda Vance Mullendore, Eddie King, Fred Craddock and Joe R. Jarboe on 9-25-71. Filed. r	
9-21-71	Notice of taking oral depositions of Willaim Major, Thomas Nash, Michael Marchese, John K. Mumford, Carrol E. Griffith and a certain Mr. Flanagan, on 9-27-71, filed. ds	
9-22-71	Deposition of Frank C. Harlow, taken 7-9-71 on behalf of deft. United Family Life Ins. Co., filed. (\$127.00)g	
9-22-71	Deposition of George Hughes, taken 8-17-71 on behalf of defendant, filed. (\$41.00)g	
9-22-71	Deposition of Henry James Catron, taken 8-17-71 on behalf of defendant, filed. (\$26.00)g	
9-22-71	Deposition of Harold Eugene Hackler, taken 8-17-71 on behalf of defendant, filed. (\$24.00)g	
9-22-71	Deposition of Larry Silver, taken 8-17-71 on behalf of defendant, filed (\$57.00)g	
9-22-71	Deposition of Kathleen Wheat, taken 8-17-71 on behalf of defendant, filed. (\$25.00)g	
9-22-71	Deposition of Gene Klutts, taken 8-17-71 on behalf of defendant, filed. (\$45.00)g	
9-22-71	Deposition of Bill Dunlap, taken 8-17-71, on behalf of defendant, filed. (\$57.00)g	
9-22-71	Deposition of Jess D. Green, Jr., M.D., taken 8-18-71 on behalf of defendant, filed. (\$76.30)g	
9-22-71	Deposition of William W. Low, taken 8-23-71 on behalf of defendant, filed. (\$32.00)g	
9-22-71	Answers to interrogatories by Eugene C. Mullendore and Kathleen Boren Mullendore, filed. v	
9-23-71	Amended Notice of Defendant of taking oral depositions of Linda Vance Mullendore on 9-25-71, filed. v	
9-23-71	Application to withdraw response to motion for leave to intervene, filed. ds (Order to Judge)	
9-24-71	Response of Plaintiff to Subpoena Duces Tecum and Brief in Support Thereof, filed. v	
9-24-71	Motion of Plaintiff for Protective Order, filed.	
9-24-71	Ordered by the Court that Defendant is granted 10 days from this date to respond to Plaintiff's Motion for Protective Order. (AEB-J)v	
9-24-71	Amended answer of deft. United Family Life Ins. Co. to pltf's petition and counterclaim, filed. m + mullendore (9-29-71)	
9-27-71	Order, granting leave to plaintiff to withdraw her response to motion for leave to Intervene by intervenors, Eugene C. and Kathleen Boren Mullendore, filed. (AEB-J) ds	
9-27-71	It is ordered that this case is set for in camera hearing on motion to compel, etc., on Thursday, September 30, 1971 at 3:30 P.M. (AEB-J)h	
9-27-71	Plaintiff's Statement of Issues, filed. v	
9-27-71	Pre-trial Brief of Deft., United Family Life, on major issues of law, filed. v	
9-27-71	Ordered by the Court granting permission for George Wayman, Sheriff of Osage County, Okla.; Rudy Briggs, Undersheriff, Deputy Sheriffs Bill Mitchell & Bob Freeman, and T.F. Dukes, former Dist. Atty., all of Osage County, Okla. to file motion for protective order and brief in support thereof. (AEB-J)m	
9-27-71	Motion for protective order of above people, filed. m	
9-27-71	Brief in response to deft's motion to compel discovery and for protective order, filed. m	

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-29-71	Application for reconsideration and modification of order dated Sept. 14, 1971, filed. v	
9-29-71	Memorandum in support of application for reconsideration and modification of order dated Sept. 14, 1971, filed. v	
9-29-71	Notice of taking oral depositions of William Teague and Fred Aab on Filed. r	10-6-71
9-29-71	Notice of taking oral depositions of M. W. Friesenhahn on 10-7-71 Filed. r	
10-1-71	Order Nunc Pro Tunck with reference to order entered by the court September 14, 1971, filed. (AEB-J) ds Order of 9-14-71 corrected to overrule plaintiff's objections to questions to Linda V. Mullendore relating to payment of insurance premiums and defendant's application for reconsideration and modification of order of 9-14-71, is granted.	
10-1-71	Order filed, that plaintiff's counsel granted right to review the contents of sealed files number 2 and 3 in conference room of this Court. That defendant have right to be present at examination. That plaintiff's counsel not reveal the contents of documents examined. That documents be returned to Clerk's office after examination, and not reopened unless ordered by the Court. (AEB-J) ds	
9-30-71	Case called for hearing. Parties represented by counsel. It is ordered that defendants' motion to compel and for Protective granted, and Protective Order read and filed in open court; to be confirmed in 10 days. Affidavit of John L. Arrington, Jr., filed in open court. Court orders that time to submit discovery is extended from Oct. 1, 1971 to Oct. 10, 1971. Application for reconsideration and modification of Order dated 9-14-71 is granted in court. Court directs all depositions to be completed within 7 days, and court requests parties to attempt to prepare an agreed pre-trial order for submission on Oct. 5, 1971, the date of the final pre-trial hearing in this case. Plaintiff granted leave to inspect files 2&3 of confidential papers. Court orders that Interrogatories 34&36 to Linda Mullendore be answered. Case heretofore set for Jury Trial on Tues. Oct. 26, 1971 at 10:00 A.M. and by agreement of parties two alternate jurors will be selected. (AEB-J)h	
10-4-71	Notice of taking depositions of Geo. Wyman, Rudy Briggs, Bob Freeman and Bill Mitchell on 10-8-71 at 9 A.M., Pawhuska, Ok. by defendant United Family Life Ins. Co., filed. g	
10-4-71	Deposition subpoenae, ret. & filed: served Fred Aab and William V. Teague at Bartlesville, Ok. (USM \$17.68) and M. W. Friesenhahn at Tulsa, Ok. (USM \$2.00), all on 10-4-71. g	
10-5-71	Affidavit of disqualification of Honorable Judge Allen E. Barrow, filed by deft. United Family. m	
10-5-71	Supplemental Answers of Linda Vance Mullendore to Interrogatories, filed. v	
10-5-71	Intervenor Fulton National Bank of Atlanta's Pre-trial Statement in lieu of Pre-trial Brief, filed. v	
10-5-71	Intervenor Fulton National Bank of Atlanta's Statement of Issues, filed. v	
10-5-71	Trial Brief of Plaintiff filed. h	
10-5-71	Case called for final Pre-trial hearing. All parties present and represented. Plaintiff's request that motion for disqualification of Honorable Judge Allen E. Barrow be ruled on by another Judge is denied.	
10-5-71	Defendant is requested to respond with an affidavit to motion for disqualification by 10-6-71 and motion taken under advisement; decision set for hearing on 10-6-71 at 10:00 am and pre-trial hearing passed. (AEB-J)	
10-5-71	Affidavit of John L. Arrington, Jr. in response to affidavit of disqualification of Honorable Allen E. Barrow, filed. m (over)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-5-71	Affidavit of James O. Ellison, filed. m	
10-5-71	Affidavit of Pat Malloy in response to affidavit of disqualification of Honorable Allen E. Barrow, filed. m	
10-5-71	Affidavit of J. Howard Edmondson, filed. m	
10-6-71	Plaintiff's response to affidavit of disqualification filed on behalf of deft., filed. m	
10-6-71	Affidavit of John L. Arrington, Jr. in response to affidavit of disqualification of Honorable Allen E. Barrow, filed. m	
10-6-71	Brief in support of response to affidavit of disqualification, filed. m	
10-6-71	Affidavit of Joel L. Wohlgemuth, filed. m	
10-6-71	Supplemental affidavit of disqualification of Honorable Judge Allen E. Barrow by defendant, filed. m	
10-6-71	Response of William H. Major to request by court, filed. m	
10-6-71	Affidavit of Olivia Barclay Jones, filed. m	
10-6-71	Amended Notice of taking oral depositions of William Teague and Fred Aab: will be taken instead on Thursday, Oct. 7, 1971--at the same place, filed. v	
10-6-71	Amended Notice of taking oral depositions of M.W. Friesenhahn; will be taken instead at the offices of James W. Conner, 416 E. 5th St., Bartlesville, Okla., at 10:00 A.M. on Thursday, Oct. 7, 1971, filed. v	
10-6-71	Stipulation of all parties, filed. v	
10-6-71	Affidavit of Linda Vance Mullendore in response to Affidavit of Disqualification of Honorable Allen E. Barrow filed. h	
10-6-71	Memorandum brief on whether agency on the facts at Bar can be treated solely as a question of law filed by plaintiff. h	
10-6-71	Case called for hearing. All parties present. It is ordered that Affidavit of defendant of Disqualification of Honorable Allen E. Barrow is hereby denied by the court. Final Pre-trial held. Plaintiff's request to file amended complaint granted, and to be filed by Oct. 7, 1971, the defendant to respond within 5 days. Plaintiff granted until 2 days prior to trial to respond to question of additional pre-emptory challenges. Final Pre-trial hearing completed, and case ready for Jury Trial on Tues. Oct. 26, 1971 at 10:00 A.M. (AEB-J)h	
10-7-71	Motion of Plaintiff for leave to file amendment to complaint with Brief in support of motion as a part of the pleading, filed. v (Accompanied by the Order & copies, and the amendment to complaint)	
10-8-71	Deposition of E. A. Miller taken by Cliff C. Doiron, CSR, Seattle, Wash. Sept. 29, 1971. ds	
10-8-71	List of Witnesses of Plaintiff (15 witnesses), filed. v	
10-8-71	Deposition of Lucille Rodgers, taken on behalf of defendant, 8-23-71, filed. (\$52.40)g	
10-8-71	Deposition of DeLos Pettit, taken on behalf of deft., 9-13-71, filed. (\$27.00)g	
10-8-71	Deposition of Rudy Briggs and Bob Freeman, taken on behalf of deft., 9-13-71, filed. (\$5.00)g	
10-8-71	Deposition of John Lowery, Jr., taken on behalf of deft. 9-13-71, filed. (\$14.00)g	
10-8-71	Deposition of George Waymen, taken on behalf of deft., 9-13-71, filed. (\$21.00)g	
10-8-71	Deposition of Fred Craddock, taken on behalf of deft., 9-25-71, filed. g (\$35.00)g	
10-8-71	Deposition of Joe E. Jarboe, taken on behalf of deft. 9-25-71, filed. g (\$48.00)g	
10-8-71	Deposition of Eddie King, taken on behalf of deft. 9-25-71, filed. g (\$31.00)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-8-71	Notice of Cancellation of Depositions of George Wayman, Rudy Briggs, Bob Freeman and Bill Mitchell, filed. v	
10-8-71	Defendant's Preliminary List of Witnesses, filed. v	
10-8-71	Order granting Motion for leave to file Amendment to Complaint of Pltff. Filed. (AEB-J)r <i>Mailed to Pltffs</i>	
10-8-71	Pltffs' Amendment to Complaint, filed. r	
10-12-71	Deft's motion for leave to file amendment to amended answer, with brief in support of motion, filed. m <i>Order to Judge</i>	<i>Can't find where entered in log</i>
10-12-71	Pltff's Application for order shortening time to make admission, filed. r	
10-12-71	Pltff's Request for admission, filed. r	
10-12-71	Pltff's Additional Designation of Exhibits heretofore exchanged, filed. r	
10-12-71	Brief of Pltff. concerning admissibility of evidence of events occurring subsequent to issuance of policies, filed. r	
10-12-71	Pltff's Supplemental list of witnesses of pltff., filed. r	
10-12-71	Pltff's Application for Order requiring Deft. to make its preliminary list of witnesses more detailed, filed. r	
10-12-71	Deft's Supplemental List of Witnesses, filed. r	
10-13-71	Defendants exhibits, C, D, E, F, G, H and I in the deposition of Donald Grinde, taken 9-15-71 by Frank E. Wise, Detroit, Michigan, filed. ds	
10-13-71	Deposition of George Desmond Ray, on behalf of the deft., taken on 9-13-71 before Frank L. Peterson with fees of \$60.00, filed. v	
10-13-71	Depositions of Bob J. Parmeter and Rosalie D. Walker, on behalf of the deft., taken on 8-17-71, before Frank L. Peterson, with fees of \$39.70, filed. v	
10-13-71	Deposition of T. F. Dukes on behalf of the deft. taken on Sept. 13, 1971, before Frank L. Peterson with fees of \$42.00, filed. v	
10-13-71	Response to application of plaintiff for order requiring deft. to make preliminary list of witnesses more detailed, filed. v	
10-13-71	Order Granting Leave to File Amendment to Amended Answer, (AEB-J) filed. js <i>Copies mailed</i>	
10-13-71	Answer to Amendment to Complaint and Amendment to Amended Answer, filed. js	
10-13-71	Order Requiring Defendant to Make its Preliminary List of Witnesses more Detailed, (AEB-J). filed. js <i>Copies mailed</i>	
10-13-71	Application for order shortening time to make admission, filed. v	
10-13-71	Order (Granting shortening time to make Admission, and the deft. respond by the 16th of Oct. 1971) AEB-J, filed. js <i>Copies mailed</i>	
10-13-71	Order (Affidavit of Disqualification of Judge Barrow be denied as both untimely and legally insufficient) (AEB-J) filed. js <i>Copies mailed</i>	
10-14-71	Deposition of Donald Grinde, on behalf of defendant, before Frank E. Wise, Court Reporter, Detroit, Michigan, filed. ds	
10-14-71	Application for order forbidding public statements by parties and their counsel, filed. ds	
10-15-71	Deft's response to application for order forbidding public statements by parties and their counsel, filed. m	
10-18-71	Ordered that all parties hereto and their counsel are forbidden from making or participating in making extrajudicial statements, other than quotations from or reference to public records, filed. (AEB-J)v <i>Copies mailed</i>	
10-18-71	First Supplemental Designation of Exhibits, filed. v	
10-18-71	Deft's second supplemental list of witnesses, filed. m	
10-18-71	Supplemental designation of nature of testimony of witnesses, filed. m	
10-18-71	Supplemental statement to list of witnesses, filed. m	

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-18-71	Plaintiff's Second Supplemental List of Witnesses (As of October 16, 1971), filed. v	
10-18-71	Plaintiff's Third Supplemental List of Witnesses, filed. v	
10-18-71	Letter of Authorization, filed. (Please attach to the deposition of Leon A. Cohen.) v	
10-19-71	Transcript of proceedings on May 6, 1971 - hearing on motions, filed. (Larry Marks, CSR)g	
10-19-71	Transcript of proceedings on Sept. 1, 1971 - pretrial hearing and hearing on motions, filed. (Larry Marks, CSR)g	
10-19-71	Transcript of proceedings on Sept. 30, 1971 - hearing on motions and pre-trial, filed. (Larry Marks, CSR)g	
10-19-71	Transcript of proceedings had on Oct. 5, 1971, hearing on final pretrial, filed. (Larry Marks, CSR)g	
10-19-71	Transcript of proceedings had on Oct. 6, 1971, ruling on motion and final pre-trial, filed. (Larry Marks, CSR)g	
10-20-71	Depositions of Harry A. Nurnberg, James Rayford Smith and James E. Foreman, taken by plaintiff 9-16-71, and of Dr. Michael Schlossberg and Herbert S. Kolodkin, taken by defendant 9-10-71, filed. g	
10-20-71	Deposition of E. A. Miller, taken Aug. 3 & 4, 1971 (with exhibits in separate envelope), filed. g	
10-20-71	It is ordered that pursuant to the Order of the 10th Circuit Court of Appeals Judge Allen E. Barrow is staying further proceedings in this case until further order of that court, and this case is hereby stricken from the jury docket of October 26, 1971. (Allen E. Barrow-Judge)h	
10-26-71	Deposition of Bill Mitchell, for the defendant, taken on 9-13-71 before Frank L. Peterson, CSR, filed. \$9.00 pd by defendant. ds	
10-27-71	Motion of Plaintiff for leave to file reply to amended answer, counterclaim, and amended answer, counterclaim, amendment to complaint, and amended answer, counterclaim, amendment to complaint, filed. ds	
11-1-71	Deposition of Melvin W. Friesenhahn, taken at Bartlesville, Okla, on 10-7-71 by Chloe Passley, CSR, filed. ds	
11-1-71	Deposition of Frederick Eugene Aab, taken at Bartlesville, Okla. on 10-7-71, by Chloe Passley, CSR, filed. ds	
11-1-71	Deposition of William V. Teavue, at Bartlesville, Okla. on 10-7-71 by Chloe Passley, CSR, filed. ds	
11-2-71	Deposition of Paul Purchett on behalf of deft., filed. (\$78.00)g	
11-2-71	Deposition of Wm. V. Teague on behalf of plts., filed. (\$56.00)g	
11-2-71	Deposition of Damon Tucker Anderson on behalf of deft., filed. (\$208.00)g	
11-2-71	Deposition of Geral W. Camp on behalf of pltf., filed. (\$392.00)g	
11-2-71	Deposition of Linda Vance Mullendore on behalf of deft., filed. (\$372.00)g	
11-5-71	Deposition of Dr. Arnold B. Rubenstein on behalf of deft., filed. g	
11-16-71	Depositions of John J. Flanagan, John K. Mumford, William Major, Thomas Gibson Nash, Jr, Carrol E. Griffith and Michael Marchese, Jr., filed. ds	
11-22-71	Letter of Judge Barrow, to Judge Lewis of Tenth Circuit, filed.	
12-1-71	Brief of Plaintiff on issue of constructive fraud, filed. v	
12-7-71	Motion of Plaintiff for leave to file reply to amended answer, Counterclaim, amendment to amended answer, and answer to amendment to complaint, with a Brief in support as part of the pleading, filed. v	
12-7-71	Reply to amended answer, counterclaim, amendment to amended answer and answer to amendment to complaint, filed. v	
12-8-71	Copy of Supreme Court designation of Honorable James H. Meredith, Chief Judge, USDC for the East. Dist. of Missouri, to hold court in this district for further proceedings in this case. (Chief Justice, Warren E. Burger)m	

(continued)

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-8-71	Ordered by the Court that case is set for pre-trial hearing on 12-17-71 at 9:00 a.m.; also ordered that all counsel meet at 9:00 a.m., 12-16-71 without the presence of the Court in Conference room to resolve issues; also ordered that parties file by 9:00 a.m. 12-16-71 brief concise statements of their positions and a list of unresolved matters which Court will consider on 12-17-71. (James H. Meredith-J)m	
12-13-71	Deposition of Dr. Arnold B. Rubenstein, taken by defendant, Atlanta, Ga. Sept. 10, 1971, filed. Ruth E. Pomroy, CR, Atlanta, Ga.	
12-13-71	C.C. of Judgment and Opinion of USCA 10th Circuit, granting writ of prohibition and directing assignment of case to another Judge, filed and spread of record. g	
12-14-71	Statement of Position, filed. v (Mailed to Judge Meredith)	
12-14-71	Intervenor First National Bank of Atlanta's Statement of Matters yet to be Resolved, filed. v (Mailed to Judge Meredith)	
12-15-71	Defendant's Statement of Position, filed. v (Mailed to J. Meredith)	
12-15-71	Defendant United Family Life Insurance Company's Statement of Unresolved Matters, filed. v (Mailed to J. Meredith)	
12-16-71	Plaintiff's Statement of Position, filed. v	
12-16-71	Pending Matters to be Resolved Submitted by Plaintiff Linda Vance Mullendore, filed. v	
12-16-71	Application for Preliminary Presentation of Evidence outside Hearing of Jury, filed. v -by the Plaintiff.	
12-16-71	Brief in support of application for preliminary presentation of evidence outside of hearing of jury, filed. v	
12-16-71	Defendant's Supplemental Statement of Position, filed. v	
12-15-71	Statement of Position of Intervenor, Fulton National bank of Atlanta, Georgia, filed. v	
12-16-71	Conference of Attorneys held as per direction of Judge James H. Meredith, convening at 9:00 A.M. At the conclusion of conference, the attorneys have passed the Pre-trial conference from Fri, Dec.17,1971 to Wednesday, Dec. 22, 1971 at 9:00 A.M. h	
12-17-71	Intervenor Ponca City Production Credit Associations's statement of issues, filed. ds	
12=17-71	Intervenor Ponca City Production Credit Assns' pre-trial statement in lieu of pre-trial brief, filed. ds	
12-22-71	Application to Dismiss Intervenor's Complaint with Prejudice by Ponca City Production Credit Association, filed. v	
12-22-71	Consent to Withdrawal of Demand for Jury Trial, filed. v	
12-22-71	Stipulation for Entry of Judgment, filed. v	
12-22-71	Judgment, filed and entered. Ordered that Plaintiff, Linda V. Mullendore, and intervenors Fulton Ntl. Bnk of Atlanta; First Ntl. Bnk Of Atlanta; Joe R. Jarboe and Eddie King, Receivers of the Mullendore Debtor Estate; and intervenors Eugene C. Mullendore and Kathleen Boren Mullendore have and recover judgment on the 1st, 3rd, and 5th Causes of Action in Pltf.'s Complaint against the Deft., United Family Life Insurance Co., <u>in the sum of \$8,000,000.00, allocated as follows:</u> 1. to intervenor Fulton National Bnk of Atlanta the sum of \$304,247.51 2. to intervenor First Ntl. Bnk of Atlanta the sum of \$158,963.81 3. to Pltf, Linda Vance Mullendore; Joe R. Jarboe and Eddie King, Receivers of the Mullendore Debtor Estate; and intervenors Eugene C. Mullendore and Kathleen Boren Mullendore, jointly the sum of \$7,536,788.68.	

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-22-71	Judgment continued. Cause of Action alledged in the intervenor's Complaint of Ponca City Production Cr. Assoc. is dismissed with prejudice. Judgment is rendered for the Deft. on the 2nd, 4th, and 6th Causes of Action in Pltf.'s Complaint. Each party will pay its own costs, attorney fees, and expenses. Judgment will not bear interest until 21 days from the date hereof, if not paid then, it shall bear interest at the rate of 10% per annum. (JM-J)v	
12-22-71	Findings of Fact and Conclusions of Law, filed. v(JHM-J)	
12-22-71	Order that the Clerk of this Court shall not release any of the original deposition on file in this cause except to the attorneys of record in this cause, filed. (JHM-J)v	
12-22-71	Case called for Hearing. Parties represented. James Ellison, Rec. in Bankruptcy, request removal of Press--Granted. James Ellison request for additional time for attorneys to reach agreement--Granted. Recess until 4:00 P.M. --Parties announce Settlement. Orders of argument signed and filed in open Court. V.P. Crowe requests the withdrawal of depositions of 2 Atlanta Doctors--Ellison objects--agreement is made to a protective order. Court grants protective order on All depositions-- <u>only</u> release to Counsel of Record. (JHM-J)v	
1-12-72	Satisfaction of Judgment of Fulton Nat'l Bank of Atlanta in amount of \$304,247.51, filed. r	
1-12-72	Satisfaction of Judgment, filed. r	
1-12-72	Satisfaction of Judgment, filed. r	
2-10-72	It is ordered by the court that the Clerk of the Court is directed to open the files of this case to William Hall, District Attorney of Osage and Pawnee Counties, Oklahoma, for inspect on copying to the extent requested by William Hall. (James H. Meredith-Judge) h	
4-6-73	It is ordered that upon the request of the District Director of Internal Revenue, Oklahoma City, Oklahoma, that the protective orders heretofore entered by the Honorable Allen E. Barrow, and the Honorable James Meredith, with reference to the depositions on file in this case be modified to allow the District Director of Internal Revenue, or his agents, servants and designees, to examine the depositions on file, for the sole purpose of analyzing tax matters. IT IS FURTHER ORDERED that such examination be limited solely for that purpose and that no disclosure of the contents of said depositions be made to any person. (AEB-J)h	
4-20-73	Protective order allowing I.R.S. access to depositions for purpose of analyzing the tax situation, filed. (AEB-J)g	